



Patent
Attorney's Docket No. 001560-376

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Nunokawa et al.) Group Art Unit: 1624
Application No.: 09/959,252) Examiner: Tamthom Ngo Truong
Filed: October 22, 2001) Confirmation No.: 7507
For: NF- κ B INHIBITOR COMPRISING
PHENYLMETHYL BENZOQUINONE
AS AN ACTIVE INGREDIENT

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached please find an executed Terminal Disclaimer in connection with the application identified above. Charge **\$110.00** (1814) to Deposit Account No. 02-4800 for the fee due.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: September 27, 2004

By: Susan M. Dadio
Susan M. Dadio
Registration No. 40,373

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)

001560-376

In re Patent Application of: Yoichi Nunokawa et al.

Application No.: 09/424,059

Filed: November 18, 1999

For: NF-KB INHIBITOR COMPRISING PHENYLMETHYL BENZOQUINONE AS AN ACTIVE INGREDIENT



The owner, DAIICHI SUNTORY PHARMA CO., LTD.

of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,703,421. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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Signature

September 27, 2004
Date

Susan M. Dadio, Reg. No. 40,373

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(703) 836-6620

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